

PROOF

STATE OF IOWA

House Journal

FRIDAY, MARCH 14, 2003

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JOURNAL OF THE HOUSE

Sixty-first Calendar Day - Forty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 14, 2003

The House met pursuant to adjournment at 8:45 a.m., Manternach of Jones in the chair.

Prayer was offered by the Honorable Gene Manternach, state representative from Jones County.

The Journal of Thursday, March 13, 2003 was approved.

PETITIONS FILED

The following petitions were received and placed on file:

By Freeman of Buena Vista from two hundred forty-four constituents of the 52nd District favoring [House File 44](#), relating to the restoration and maintenance of the senior living trust fund.

By Freeman of Buena Vista from two hundred seventy-three constituents of the 52nd District favoring maintaining the Department of Elder Affairs as a department because of the need to coordinate service specifically for the elderly.

By Freeman of Buena Vista from two hundred forty-four constituents of the 52nd District favoring the preservation of the area agencies on aging because of the significant work they do at the local level with limited funding.

INTRODUCTION OF BILLS

[House File 554](#), by committee on judiciary, a bill for an act relating to the Iowa probate code, including provisions relating to state inheritance, gift taxes, and trusts and including an applicability date provision.

Read first time and referred to committee on **ways and means**.

[House File 555](#), by committee on economic growth, a bill for an act relating to the enterprise zone program, including the provision of tax incentives and other assistance.

Read first time and referred to committee on **ways and means**.

[House File 556](#), by committee on judiciary, a bill for an act relating to the exclusion of certain nonprofit transitional housing and public housing from certain landlord and tenant disputes.

Read first time and placed on the **calendar**.

[House File 557](#), by committee on human resources, a bill for an act relating to liability of certain health care facilities and health care providers participating in the volunteer health care provider program.

Read first time and placed on the **calendar**.

[House File 558](#), by committee on human resources, a bill for an act authorizing the department of human services to disclose information regarding the listing of an individual in the child or dependent abuse registry or the sex offender registry when it is necessary for the protection of a child or a dependent adult.

Read first time and placed on the **calendar**.

[House File 559](#), by Hogg, a bill for an act relating to the tonnage fees for construction and demolition waste, creating a dilapidated building trust fund, and making appropriations.

Read first time and referred to committee on **environmental protection**.

[House File 560](#), by committee on human resources, a bill for an act relating to medical assistance home and community-based services waivers.

Read first time and placed on the **calendar**.

[House File 561](#), by committee on judiciary, a bill for an act creating the crime of invasion of privacy, and providing a penalty.

Read first time and placed on the **calendar**.

[House File 562](#), by Struyk, a bill for an act relating to the mailing of confidential information by and to the state and including effective and applicability date provisions.

Read first time and referred to committee on **state government**.

[House File 563](#), by Frevert, Kuhn, D. Olson, Wendt, Hogg, Gaskill, Jochum, Shoultz, Whitaker, Greimann, Bukta, Stevens, and Davitt, a bill for an act relating to confinement feeding operations by providing for the construction of structures associated with the operations.

Read first time and referred to committee on **agriculture**.

[House File 564](#), by committee on economic growth, a bill for an act providing for an annual allocation of four million dollars for accelerated career education programs.

Read first time and placed on the **calendar**.

[House File 565](#), by committee on human resources, a bill for an act relating to the healthy and well kids in Iowa program.

Read first time and placed on the **calendar**.

[House File 566](#), by committee on judiciary, a bill for an act relating to the award of damages in an action alleging medical malpractice.

Read first time and placed on the **calendar**.

[House File 567](#), by committee on environmental protection, a bill for an act relating to powers of county environmental health specialists and providing a penalty.

Read first time and placed on the **calendar**.

[House File 568](#), by committee on education, a bill for an act relating to state and local funding for the costs of certain institutions for children under the jurisdiction of the director of human services.

Read first time and placed on the **calendar**.

[House File 569](#), by Winckler, a bill for an act relating to criminal sentencing and procedure by changing the penalties for certain offenses involving a substance containing cocaine base, creating a criminal offense of robbery in the third degree, expanding the applicability of the intermediate criminal sanctions program, changing the parole and work release eligibility of a person serving a sentence that requires the maximum accumulation of earned time credits of fifteen percent of the total term of confinement, creating a community-based corrections advisory board, and providing a penalty.

Read first time and referred to committee on **public safety**.

[House File 570](#), by Whitaker, a bill for an act providing for a study and pilot project by the Iowa energy center related to hydrogen production.

Read first time and referred to committee on **commerce, regulation and labor**.

[House File 571](#), by committee on education, a bill for an act relating to the establishment of a school infrastructure financing program by providing for a local option school infrastructure sales tax and providing for the use of the revenues from the local option tax for school infrastructure or property tax relief purposes and including an effective date.

Read first time and referred to committee on **ways and means**.

[House File 572](#), by committee on environmental protection, a bill for an act relating to the number of controlled burns of demolished buildings conducted by certain cities.

Read first time and placed on the **calendar**.

[House File 573](#), by committee on judiciary, a bill for an act making changes to the procedures related to reorganizing judicial districts and judicial election districts.

Read first time and placed on the **calendar**.

[House File 574](#), by committee on state government, a bill for an act applying Iowa's open meetings law to newly elected members of a governmental body not yet sworn in.

Read first time and placed on the **calendar**.

[House File 575](#), by committee on human resources, a bill for an act providing for offset of certain billings to counties for mental health, mental retardation, and developmental disabilities services and including an applicability provision.

Read first time and placed on the **calendar**.

[House File 576](#), by committee on economic growth, a bill for an act relating to the enterprise zone program and including effective date provisions.

Read first time and referred to committee on **ways and means**.

[House File 577](#), by committee on education, a bill for an act providing for a waiver of deadline requirements relating to whole-grade sharing agreements in specified school districts, and providing an effective date.

Read first time and placed on the **calendar**.

[House File 578](#), by committee on agriculture, a bill for an act relating to biodiesel fuel, including biodiesel fuel tax credits and providing an applicability date.

Read first time and referred to committee on **ways and means**.

[House File 579](#), by committee on education, a bill for an act relating to designation by a county of a property of historical

significance, placing a moratorium on activities that imperil the property, and providing an effective date.

Read first time and placed on the **calendar**.

[House File 580](#), by committee on judiciary, a bill for an act eliminating the limitation on the reduction in damages awarded to plaintiffs who fail to wear a safety belt or safety harness.

Read first time and placed on the **calendar**.

[House File 581](#), by committee on judiciary, a bill for an act relating to recovery of prejudgment interest in relation to an offer to confess judgment.

Read first time and placed on the **calendar**.

[House File 582](#), by committee on human resources, a bill for an act relating to the regulation of elder family homes, elder group homes, and assisted living programs, providing for appropriation of fees, and providing penalties.

Read first time and referred to committee on **appropriations**.

[House File 583](#), by committee on ethics, a bill for an act relating to the ethics and campaign disclosure board, including reports of official misconduct, lobbyist and client reports, advisory opinions, campaign finance reporting, and making penalties applicable.

Read first time and placed on the **calendar**.

[House File 584](#), by committee on judiciary, a bill for an act providing for exceptions to municipal tort liability for certain activities.

Read first time and placed on the **calendar**.

[House File 585](#), by committee on judiciary, a bill for an act relating to maintaining a magistrate court in a city other than the county seat.

Read first time and placed on the **calendar**.

[House File 586](#), by committee on commerce, regulation and labor, a bill for an act relating to notice of rate increases for group health insurance coverage.

Read first time and placed on the **calendar**.

[House File 587](#), by committee on judiciary, a bill for an act relating to product liability actions.

Read first time and placed on the **calendar**.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk.

MARGARET A. THOMSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly [House File 350](#)), requiring that dealers of certain swine file a surety bond with the department of agriculture and land stewardship.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2003.

[House File 509](#), a bill for an act relating to deer and elk chronic wasting disease by establishing a task force and requiring departmental cooperation in the implementation of a chronic wasting disease administrative strategy, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 173](#)), providing wine gallonage tax revenue to support grape and wine development, and providing an effective date and retroactive applicability.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 249](#)), providing for manure application requirements, providing for fees, making penalties applicable, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 285](#)), relating to the conversion of cooperative associations originally organized as business corporations.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 294](#)), relating to the regulation of motor vehicle fuel, providing for penalties, providing for a compliance fund, and providing for an appropriation.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 13, 2003.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly [House File 372](#)), relating to the exemption from land ownership restrictions for nonresident aliens under the new jobs and income program.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 34](#)), establishing a growth restriction for the state general fund expenditure limitation.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 172](#)), relating the employment security administrative contribution surcharge, and providing an effective date.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 230](#)), encouraging the purchase of software and information technology produced in this state in state procurement processes.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 253](#)), creating workforce training and economic development funds for community colleges, making related appropriations, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 289](#)), relating to the development of crop biotechnology, including providing for financing of businesses, the purchase of bio-based products by state government, and the regulation of precision-use crops, and providing penalties.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 290](#)), relating to creating a loan and credit guarantee program and fund.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 13, 2003.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly [House File 321](#)), establishing the at-home infant child care program.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 191](#)), relating to physician assistant licensure, and providing an effective date.

Fiscal Note is not required.

Recommended **Amend and Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 288](#)), relating to third-party payment of health care coverage costs for biologically based mental illness treatment services.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 291](#)), relating to technical amendments with regard to programs under the authority of the department of public health.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2003.

Committee Bill (Formerly [House Study Bill 292](#)), relating to health care including reimbursement of health care facilities based on resident program eligibility.

Fiscal Note is not required.

Recommended **Do Pass** March 13, 2003.

RESOLUTION FILED

[HCR 18](#), by Shoultz, a concurrent resolution designating March 16 annually as Liberty Day.

Laid over under **Rule 25**.

On motion by Lukan of Dubuque the House adjourned at 8:55 a.m., until 1:00 p.m., Monday, March 17, 2003.